

ORDINANCE 2000-1

COMBINDS/ AMENDS ORDINANCES 1964-3 (4-13-64)  
1984-6 (8-23-84) , AND RESOLUTION (10-05-67)  
SEWAGE WORKS  
SEWER USE ORDINANCE

BE IT ORDAINED BY THE TOWN COUNCIL OF REDKEY, JAY COUNTY, INDIANA  
THAT

Section 1. Any home, building or any other structure that is to be connected to a combined storm and sanitary sewer, subsequent to passage of this ordinance, shall have separate connections from said home, building or any other structure to said combined sewer. One connection from any such home, building or any other structure shall discharge only storm/clear water into the combined sewer and one line shall be a sanitary sewer connection. At such time as separate storm and sanitary sewers become available the storm/clear water line heretofore mentioned including sump pump and/or down spout must be disconnected from the Redkey sewer system.

Section 2. No new combined storm/sanitary sewers shall be constructed by the Town of Redkey or any private developer within the corporate limits of the Town of Redkey after the 20th day of November, 2000, and no approval for sub-division plans shall be given if such plans call for the construction of a combined storm/sanitary sewer.

Section 3. Subsequent to the passage of this ordinance all drains, sewer, mains, and lines, which are hereafter constructed and which feed into an existing combined storm/sanitary sewer, shall be designed and constructed so as to minimize or delay the inflow to the combined sewer.

Section 4. Any violation of the provisions herein shall be punishable by a fine of two hundred fifty dollars (\$250) for a first offense and five hundred dollars (\$500) for each second or subsequent offense, not to exceed the sum of Two thousand, five hundred dollars (\$2,500)

Section 5. This ordinance shall become effective upon passage by the Redkey Town Council, and any subsequent publication required by law.

Section 6. A rule restricting the connection to and use of public and private sewers and drains, the installation and connection of building sewers, and the discharge of waters and waste into the public sewer system of the town of Redkey and providing penalties for violations thereof;

Be it ordained by the Town of Redkey , Jay County , Indiana:

Section 7. Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

(a) Ammonia (NH<sub>3</sub>-N) shall mean the same as Ammonia Nitrogen measured as Nitrogen. The laboratory determinations shall

be made

in accordance with procedures set forth in "Standard Methods" as

defined in paragraph (11) or USEPA - Methods for Chemical Analysis

of Water and Waste.

(b) "Biochemical Oxygen Demand" or BOD of sewage, sewage effluent, polluted waters or industrial wastes shall mean the quality

of

dissolved oxygen in milligrams per liter required during stabilization

of decomposable organic matter by aerobic biochemical

action

under standard laboratory procedures for five (5) days at 20 degrees

Celsius. The laboratory determinations shall be made in accordance

with procedures set forth in "Standard Methods".

(c) Council shall mean the Council for the Town of Redkey Indiana, or any

duly authorized officials or Council acting in its behalf.

(d) "Building (or House) Drain" - The lowest horizontal piping of building

drainage system which receives the discharge from waste, and other

drainage pipes inside the walls of the building and conveys it to a point

approximately five (5) feet outside the foundation wall of the building.

Building Drain - Sanitary - A building drain which conveys sanitary or

industrial sewage only.

Building Drain - Storm - A building drain which conveys storm water or

other clean water drainage, but no wastewater.

(e) "Building (or House) Lateral Sewer" - The extension from the building

drain to the sewage system or other place of disposal.

(Also called

house connections.)

sanitary Building Sewer - Sanitary - A building sewer which conveys or industrial sewage only.

storm water Building Sewer - Storm - A building sewer which conveys or other clean water drainage, but no wastewater.

(f) "Carbonaceous Biochemical Oxygen Demand" (or CBOD) - Five day Section 8

Unpolluted water from air conditioners , cooling , condensing systems or swimming pools shall be discharged to a storm sewer, where it is available. Where a storm sewer is not available discharge may be to a natural outlet approved by the Town and by IDEM. Where a storm sewer, natural sewer is not available , such unpolluted water may be discharged to a sanitary sewer upon prior written approval by the Town.

#### Section 9

Industrial cooling water, which may be polluted with insoluble oils or grease or suspended solids, shall be pretreated for removal of pollutants and the resultant clear water shall be discharged in accordance with the above section .

#### Section 10

The Town may require users of the treatment works, other than residential users, to supply pertinent information on wastewater flow characteristics. Such measure-ments, tests and analysis shall be made at the user's expense. If made by the Town an appropriate charge may be assessed to the user at the option of the Town.

#### Section 11

The strength of wastewater shall be determined, for periodic establishment of charges provided for in the Sewer Rate Ordinance from samplings taken at the aforementioned structure at any period of time and of such duration and in such manner as the Town may elect., or at any place mutually agreed upon between the user and the Town. Appropriate charges for sampling and analysis may be assessed to the user at the option of the Town. The results of routine sampling and analysis

by the user may also be used for determination of charges after verification by the Town.

#### Section 12

Grease, oil and sand interceptors or traps shall be provided when, in the opinion of the Town, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand or other harmful ingredients, except that such interceptors or traps will not be required for private

living quarters or dwelling units. All interceptors or traps shall be of a type and capacity approved by the Town and shall be located so as to be readily accessible for cleaning and inspection. They shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature and shall be of substantial construction, be gas tight and equipped with easily removable covers. Where installed, all grease, oil and sand interceptors or traps shall be maintained by the owner, at his expense, in continuously efficient operation at all times. Specifications for grease, oil and sand interceptors shall be in accordance with sections 711, 712, 713, of the Indiana Plumbing Rules, 1981 Edition, (660 IAC 9) originally published as (4 IR 2398), which identifies, amends and incorporates therein the uniform plumbing code, Current Edition. Copies of the aforementioned Code and Rules, Regulations and Codes adopted herein by reference are on file as required by law in the office of the Town.

#### Section 13

Users of the treatment works shall immediately notify the Town's POTW of any unusual flows or wastes that are discharged accidentally or otherwise to the sewer system. (Publicly owned treatment works.)

#### Section 14

All provisions of these restrictions and limits set herein shall comply with any applicable State and/or Federal requirements now, or projected to be, in effect.

#### Section 15

No unauthorized persons shall maliciously, willfully or negligently break, damage,

uncover, deface or tamper with any structure, appurtenance or equipment which is a part of the municipal sewage works. Any person violating this provision shall be subject to prosecution for criminal mischief.

#### Section 16

(a) The inspector and other duly authorized employees of the Town bearing proper credentials and identification shall be permitted to enter all properties for the purposes of inspection, observation, measurement , sampling and testing in accordance with the provisions of this ordinance. The Town's representative shall have no authority to inquire into any processes including metallurgical, chemical , oil , refining, ceramic , paper or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for waste treatment .

(b) While performing the necessary work on private properties referred to in Section 16(a) above, the duly authorized employees of the Town shall observe all safety rules applicable to the premises established by the company shall be held harmless for injury or death to the Town employees and the Town shall indemnify the company against loss or damage to its property by the Town employees and against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operation, except as such may be caused by negligence or failure of the company to maintain safe conditions.

(c) The duly authorized employees of the Town bearing proper credentials and identification shall be permitted to enter all private properties through which the town holds duly negotiated easement for the purpose of, but not limited to, inspection observation, measurement, sampling, repair and maintenance of any portion of

the sewage works lying within the easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

#### Section 17

(a) Any person found to be violating any provisions of these restrictions shall be served by the Town with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

(b) Any person who shall continue any violation beyond the time limit provided for in Section 17(a) shall be guilty of a violation and on conviction thereof shall be fined in an amount not exceeding two thousand five hundred dollars (\$2,500.00) for each violation. Each day which any violation shall continue shall be deemed a separate offense.

(c) Any person violating any of the provisions of this ordinance shall become liable to the Town for any expense, loss or damage occasioned by the Town by reasons of such violation.

#### Section 18

All restrictions or parts of ordinances in conflict herewith are hereby repealed. The invalidity of any section, clause, sentence, or provisions of this ordinance shall not affect the validity of any other part or restriction of this ordinance which can be given effect without such invalid part or parts.

#### Section 19

These restrictions shall be in full force and effect from and after its passage, approval, recording and publication as provided by law.

Steve Reynolds (signed)

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President

Roberta Garringer (signed)

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Arnold Burriss (signed)

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AYES     3

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NAYS     0

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ABSENT   0

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ATTEST:

Brenda Adkins (signed)

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Brenda Adkins  
Clerk/Treasurer  
Town of Redkey

